In re: Michael Mallary

Application No.: 10/630,265

Filed: July 30, 2003

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## **REMARKS**

In response to the Office Action mailed January 3, 2006 and the prior Office Action mailed October 20, 2005 (hereinafter "Office Actions"), Applicant hereby elects Invention II, corresponding to Claims 22-43 drawn to methods of building a disk stack for inclusion in a magnetic disk drive. Applicant has canceled Invention I, corresponding to Claims 1-21 drawn to an apparatus for building a disk stack. This cancellation is being done without prejudice to the filing of a divisional application for these and/or other claims.

The Office Actions further state that the application contains claims directed to the following species, one of which must be elected:

Species A drawn to Fig. 2;

Species B drawn to Fig. 3; and

Species C drawn to Fig. 4.

The Office Actions indicate that Claim 23 is a generic claim.

For purposes of providing a complete reply to the Office Actions, Applicant elects Species A for prosecution on the merits. Claims 22-30 and 39-43 are readable on elected Species A. Claims 44-47 have been added and are also readable on elected Species A. Claims 31-38 have been withdrawn.

In view of the above, Applicant respectfully requests favorable examination and allowance of Claims 22-30 and 39-47.

Respectfully submitted,

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## **CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA

22313-1450, on January 23, 2006.

Audra Wooten